



JC02 Rec'd PCT/PTC 12 AUG 2005

#5

**REQUEST FOR
WITHDRAWAL OF NOTIFICATION
OF MISSING REQUIREMENTS**

Application #	10/517,205
Confirmation #	5622
Filing Date	December 8, 2004
First Inventor	ROSEBERG
Art Unit	
Examiner	
Docket #	P08510US00/MP

Mail Stop MISSING PARTS

Commissioner of Patents

P.O. Box 1450

Alexandria, VA 22313

S I R:

A Notification of Missing Requirements for the above-identified application was mailed on June 13, 2005 which indicated that the oath or declaration was needed to complete the requirements for acceptance under 35 U.S.C. 371. However, the declaration was timely filed with the initial application. Attached herewith is a copy of the declaration which was timely filed on December 8, 2004.

The timely (previous) filing of this Declaration is evidenced by:

- a. a copy of the stamped receipt from OIPE showing receipt of the Declaration on Dec 08 2004;
- b. a copy of the mailed post card receipt showing receipt of the Declaration on 08 Dec 2004; and
- c. a "Copy" of our Transmittal Letter serving as a receipt which is prepared and retained by us to show what documents were connected (typically stapled) together and then transported to the PTO for filing of the new application. This receipt shows with the check marks (✓) down the left side and the preparer's okay and initials ("ok-dj", written by the undersigned) at the top that the new application documents filed together that day included a Declaration. This receipt thus evidences that if any documents are received by the PTO, all connected documents must have been received as the documents are not un-connected after this receipt is initialed.

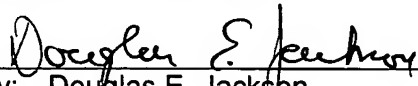
Therefore, in view of all of the above, it is evident that a declaration was timely filed in this application on December 8, 2004; and that a copy thereof is attached.

It is therefore requested that either the originally filed declaration be located or the attached copy of that declaration be recognized as being a copy of the declaration that was timely filed; and hence that the Notification of Missing Requirements be withdrawn and no fee accessed.

If any other action is required by Applicant to evidence the proper filing of the Declaration or the withdrawal of the Notification of Missing Requirements, a telephone call to the undersigned counsel is requested as soon as possible.

Respectfully submitted,

Date: 8/12/05


By: Douglas E. Jackson
Registration No.: 28,518

STITES & HARBISON, PLLC ♦ 1199 North Fairfax St. ♦ Suite 900 ♦ Alexandria, VA 22314
TEL: 703-739-4900 ♦ FAX: 703-739-9577 ♦ CUSTOMER NO. 00881

#5



TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		
INTERNATIONAL APPLICATION NO. PCT/SE03/01222	INTERNATIONAL FILING DATE 17 JULY 03	PRIORITY DATE CLAIMED 17 JULY 02
TITLE OF INVENTION: HYDRO MECHANICAL CLAMPING DEVICE		
APPLICANT(S) FOR DO/EO/US: ROSBERG, Nicolas		
Applicant herewith submits to the US Designated/Elected Office (DO/EO/US) the following items and other information:		
<ul style="list-style-type: none"><input checked="" type="checkbox"/> 1. This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.<input type="checkbox"/> 2. This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 USC 371.<input checked="" type="checkbox"/> 3. This is an express request to begin national examination procedures (35 USC 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.<input checked="" type="checkbox"/> 4. The US has been elected (Article 31).<input checked="" type="checkbox"/> 5. A copy of the International Application as filed (35 U.S.C. 371 (c)(2))<ul style="list-style-type: none"><input type="checkbox"/> a. is attached hereto (required only if not communicated by the International Bureau).<input checked="" type="checkbox"/> b. has been communicated by the International Bureau<input type="checkbox"/> c. is not required, as the application was filed in the United States Receiving Office (RO/US).<input checked="" type="checkbox"/> 6. An English translation of the International Application as filed (35 U.S.C. 371(c)(2)).<ul style="list-style-type: none"><input type="checkbox"/> a. is attached hereto.<input checked="" type="checkbox"/> b. has been previously submitted under 35 U.S.C. 154(d)(4).<input checked="" type="checkbox"/> c. is not needed since the International Application is in English.<input checked="" type="checkbox"/> 7. Amendments to the claims of the International Appln. under PCT Article 19 (35 USC 371 (c)(3))<ul style="list-style-type: none"><input type="checkbox"/> a. are attached hereto (required only if not communicated by the International Bureau).<input type="checkbox"/> b. have been communicated by the International Bureau.<input type="checkbox"/> c. have not been made; however, the time limit for making such amendments has NOT expired.<input checked="" type="checkbox"/> d. have not been made and will not be made.<input type="checkbox"/> 8. An English translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).<input checked="" type="checkbox"/> 9. An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).<input type="checkbox"/> 10. An English translation of the annexes to the Int'l Pre. Exam. Report under PCT Article 36 (35 USC 371(c)(5)). <p>Items 11. to 20. below concern document(s) or information included:</p> <ul style="list-style-type: none"><input checked="" type="checkbox"/> 11. An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.<input checked="" type="checkbox"/> 12. An Assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 & 3.31 is included.<input checked="" type="checkbox"/> 13. A preliminary amendment.<input checked="" type="checkbox"/> 14. An Application Data Sheet under 37 CFR 1.76.<input type="checkbox"/> 15. A substitute specification.<input type="checkbox"/> 16. A power of attorney and/or change of address letter.<input type="checkbox"/> 17. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 & 37 CFR 1.821-825.<input type="checkbox"/> 18. A second copy of the published international application under 35 USC 154(d)(4).<input type="checkbox"/> 19. A second copy of the English translation of the international application under 35 USC 154(d)(4).<input type="checkbox"/> 20. Other items or information:<input type="checkbox"/> A copy of the Notification of Missing Requirements under 35 U.S.C. 371. <p><input checked="" type="checkbox"/> In the event that a petition for extension of time is required to be submitted herewith, and in the event that a separate petition does not accompany this response, applicant hereby petitions under 37 CFR 1.13(a) for an extension of time of as many months as are required to render this submission timely. Any fee is authorized in 21(c).</p>		
Date: 08 December 2004		

page 1 of 2

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24LT-0000-75919-ALEXANDRIA

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COPY

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FIRST INVENTOR: Bosberg, N. DOCKET NO.: P085101500-MP
FILED ON: 12.8.05 PARENT CASE: 10/517205
PRIORITY NO: Pat 13003/101222

THE U.S. PATENT OFFICE STAMP
HEREON ACKNOWLEDGES RECEIPT
OF THE FOLLOWING

- Type of Application
- ☐ 53(b) Nonprovisional
 - ☐ 53(b) (Continuation/Divisional)
 - ☐ 53(d) (CPA)
 - ☒ 53(c) Provisional
 - ☒ Nat'l Phase (of PCT Appl.)
 - ☐ Design
 - ☐ International PCT (REQUEST)

Note: Extension of time for
parent filed herewith

Sender Initials: [Signature]

1003 Rec'd PCT/PTO 08 DEC 2007

- Including:
- ☐ Specification (including claims)
 - ☐ Drawings
 - ☒ Declaration
 - ☐ Application Data Sheet
 - ☒ Assignment
 - ☐ Priority Document
 - ☒ Information Disclosure Statement
 - ☒ Preliminary Amendment
 - ☒ Transmittal/Cover Letter
 - ☐ Change of Address/Cust. No. Designation
 - ☒ Fees \$ 1150 (Check No. 1003)
 - ☒ OTHER: Patent Fee

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Customized FORM PTO-1390 (Rev 10-2004)

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		ATTORNEY DOCKET NO. P08510US00/MP
		US APPL. NO. (If known, see 37CFR 1.5)
INTERNATIONAL APPLICATION NO. PCT/SE03/01222	INTERNATIONAL FILING DATE 17 JULY 03	PRIORITY DATE CLAIMED 17 JULY 02
TITLE OF INVENTION: HYDRO MECHANICAL CLAMPING DEVICE		
APPLICANT(S) FOR DO/EO/US: ROSBERG, Niclas		
Applicant herewith submits to the US Designated/Elected Office (DO/EO/US) the following items and other information:		
<input checked="" type="checkbox"/> 1. This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. <input type="checkbox"/> 2. This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 USC 371. <input checked="" type="checkbox"/> 3. This is an express request to begin national examination procedures (35 USC 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. <input checked="" type="checkbox"/> 4. The <u>US has been elected (Article 31)</u> . <input checked="" type="checkbox"/> 5. A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) <input type="checkbox"/> a. is attached hereto (required only if not communicated by the International Bureau). <input checked="" type="checkbox"/> b. has been communicated by the International Bureau <input type="checkbox"/> c. is not required, as the application was filed in the United States Receiving Office (RO/US). <input checked="" type="checkbox"/> 6. An English translation of the International Application as filed (35 U.S.C. 371(c)(2)). <input type="checkbox"/> a. is attached hereto. <input type="checkbox"/> b. has been previously submitted under 35 U.S.C. 154(d)(4). <input checked="" type="checkbox"/> c. is not needed since the International Application is in English. <input checked="" type="checkbox"/> 7. Amendments to the claims of the International Appln. under PCT Article 19 (35 USC 371 (c)(3)) <input type="checkbox"/> a. are attached hereto (required only if not communicated by the International Bureau). <input type="checkbox"/> b. have been communicated by the International Bureau. <input type="checkbox"/> c. have not been made; however, the time limit for making such amendments has NOT expired. <input checked="" type="checkbox"/> d. have not been made and will not be made. <input type="checkbox"/> 8. An English translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). <input checked="" type="checkbox"/> 9. An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). <input type="checkbox"/> 10. An English translation of the annexes to the Int'l Pre. Exam. Report under PCT Article 36 (35 USC 371(c)(5)). Items 11. to 20. below concern document(s) or information included: <input checked="" type="checkbox"/> 11. An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98. <input checked="" type="checkbox"/> 12. An Assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 & 3.31 is included. <input checked="" type="checkbox"/> 13. A preliminary amendment . <input type="checkbox"/> 14. An Application Data Sheet under 37 CFR 1.76. <input type="checkbox"/> 15. A substitute specification . <input type="checkbox"/> 16. A power of attorney and/or change of address letter . <input type="checkbox"/> 17. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 & 37 CFR 1.821-825. <input type="checkbox"/> 18. A second copy of the published international application under 35 USC 154(d)(4). <input type="checkbox"/> 19. A second copy of the English translation of the international application under 35 USC 154(d)(4). <input type="checkbox"/> 20. Other items or information: <input type="checkbox"/> A copy of the Notification of Missing Requirements under 35 U.S.C. 371. <input type="checkbox"/> <input checked="" type="checkbox"/> In the event that a petition for extension of time is required to be submitted herewith, and in the event that a separate petition does not accompany this response, applicant hereby petitions under 37 CFR 1.136(a) for an extension of time of as many months as are required to render this submission timely. Any fee is authorized in 21(c).		
Date: 08 December 2004		

U.S. APPLICATION NO. <i>(If known)</i>		INTERNATIONAL APPLICATION NO. PCT/SE03/01222		ATTORNEY DOCKET NO. P08510US00/MP											
<input checked="" type="checkbox"/> 21. The following fees are submitted: <input checked="" type="checkbox"/> Basic National Fee (37 CFR 1.492 (a) (1)-(5): <table style="width: 100%; margin-top: 5px;"> <tr> <td><input checked="" type="checkbox"/> Neither Int'l Prelim. Exam. fee nor Int'l Search fee paid to USPTO</td> <td style="text-align: right;">\$1110</td> </tr> <tr> <td><input type="checkbox"/> Search Report has been prepared by the EPO or JPO</td> <td style="text-align: right;">\$ 950</td> </tr> <tr> <td><input type="checkbox"/> No Int'l Prelim. Ex. fee paid to USPTO but Int'l Search fee paid to USPTO</td> <td style="text-align: right;">\$ 790</td> </tr> <tr> <td><input type="checkbox"/> International preliminary examination fee paid to USPTO</td> <td style="text-align: right;">\$ 750</td> </tr> <tr> <td><input type="checkbox"/> Int'l Prelim. Ex. fee paid to USPTO & all claims satisfied PCT Art. 33(1)-(4)</td> <td style="text-align: right;">\$ 100</td> </tr> </table>				<input checked="" type="checkbox"/> Neither Int'l Prelim. Exam. fee nor Int'l Search fee paid to USPTO	\$1110	<input type="checkbox"/> Search Report has been prepared by the EPO or JPO	\$ 950	<input type="checkbox"/> No Int'l Prelim. Ex. fee paid to USPTO but Int'l Search fee paid to USPTO	\$ 790	<input type="checkbox"/> International preliminary examination fee paid to USPTO	\$ 750	<input type="checkbox"/> Int'l Prelim. Ex. fee paid to USPTO & all claims satisfied PCT Art. 33(1)-(4)	\$ 100	CALCULATIONS PTO USE ONLY	
				<input checked="" type="checkbox"/> Neither Int'l Prelim. Exam. fee nor Int'l Search fee paid to USPTO	\$1110										
				<input type="checkbox"/> Search Report has been prepared by the EPO or JPO	\$ 950										
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				<input type="checkbox"/> International preliminary examination fee paid to USPTO	\$ 750										
<input type="checkbox"/> Int'l Prelim. Ex. fee paid to USPTO & all claims satisfied PCT Art. 33(1)-(4)	\$ 100														
ENTER APPROPRIATE BASIC FEE AMOUNT =		\$ 1110													
<input type="checkbox"/> Surcharge of \$130 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).		+	\$												
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE												
Total Claims	11 - 20 =		X \$18 = \$												
Independent Claims	2 - 03 =		X \$88 = \$												
<input type="checkbox"/> Multiple Dependent Claim(s) (if applicable)		+ \$300 =	\$												
TOTAL OF ABOVE CALCULATIONS =			\$ 1110												
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.		-	\$												
SUBTOTAL =			\$ 1110												
<input type="checkbox"/> Processing fee of \$130 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).		+	\$												
TOTAL NATIONAL FEE =			\$ 1110												
<input checked="" type="checkbox"/> Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property		+	\$ 40												
TOTAL FEES ENCLOSED =			\$ 1150												
<i>Amount to be</i>			<table style="width: 100%;"> <tr> <td style="text-align: right;">Refunded</td> <td style="text-align: right;">\$</td> </tr> <tr> <td style="text-align: right;">Charged</td> <td style="text-align: right;">\$</td> </tr> </table>	Refunded	\$	Charged	\$								
Refunded	\$														
Charged	\$														
<input type="checkbox"/> a. A CHECK in the amount of \$ to cover the above fees is enclosed.															
<input checked="" type="checkbox"/> b. A CREDIT CARD PAYMENT FORM (PTO-2038) in the amount of \$1150 to cover the above fees is enclosed.															
<input checked="" type="checkbox"/> c. The Commissioner is hereby authorized to charge any additional fees which may be required or credit overpayment to Deposit Account No. 12-0555.															
<input type="checkbox"/> d. Do not charge any claim fees now - any additional claims fees will be paid with the Missing Requirements.															
NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.															
POWER OF ATTORNEY & CORRESPONDENCE ADDRESS: CUSTOMER NO. 00881 Date: 08 December 2004		NAME: MARVIN PETRY REG. NO.: 22752 Signed (for) by: <u>Daylan E. Johnson</u> REG. NO.: 28518													